

**THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
CIVIL CASE NO. 3:20-cv-00306-MR**

<b>WALTER TIMOTHY GAUSE,</b>	)	
	)	
<b>Petitioner,</b>	)	
	)	
<b>vs.</b>	)	<b><u>ORDER</u></b>
	)	
<b>ERIK A. HOOKS, Secretary of</b>	)	
<b>Department of Public Safety,</b>	)	
	)	
<b>Respondent.</b>	)	
_____	)	


**THIS MATTER** is before the Court on the Petitioner’s “Motion for Summary Judgment” [Doc. 14].

On November 12, 2020, the Court dismissed the Petitioner’s Petition for Writ of Habeas Corpus as an unauthorized, successive habeas petition. [Doc. 12]. On the same date, the Court received the present “Motion for Summary Judgment” from the Petitioner. [Doc. 14]. Because the Court has disposed of the underlying habeas petition, the Petitioner’s present motion is moot and shall be denied.

**IT IS, THEREFORE, ORDERED** that the Petitioner’s “Motion for Summary Judgment” [Doc. 14] is **DENIED**.

**IT IS SO ORDERED.**

Signed: November 16, 2020

A handwritten signature in black ink, appearing to read "Martin Reidinger", is written over a horizontal line.

Martin Reidinger  
Chief United States District Judge

